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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUE000584

**For Approval of a Functional Separation Plan
Under the Virginia Electric Utility Restructuring
Act**

HEARING EXAMINER'S RULING

July 30, 2001

By Ruling dated July 27, 2001, oral argument was scheduled for 3:30 p.m. on July 31, 2001, on the motion to compel filed by Cogentrix Energy, Inc. ("Cogentrix").

On July 30, 2001, counsel for Virginia Electric and Power Company, ("Virginia Power") moved to cancel the scheduled oral argument. In support, Virginia Power states it has withdrawn its objections to question No. 6 of Cogentrix's data request, and will provide the response to Cogentrix as soon as possible. Counsel further represents that counsel for Cogentrix has no objection to the request to cancel the oral argument.

Good cause having been shown, I find that the Motion to Request Cancellation of Oral Argument should be and is hereby granted. Accordingly,

IT IS DIRECTED that the oral argument scheduled for July 31, 2001, at 3:30 p.m. is hereby cancelled.

Howard P. Anderson, Jr.
Hearing Examiner